

## **EXHIBIT B**



Attorney Docket No. 12636-891

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application	)	
	)	Confirmation No.: 5759
Inventor: Jorge F. DiMartino	)	
	)	Art Unit: 1653
Application No.: 09/841,744	)	
	)	Examiner: KAM, Chih-Min, Ph.D.
Filed: April 24, 2001	)	
	)	
Title: Compositions And Methods For	)	
Reestablishing Gene Transcription Through	)	
Inhibition of DNA Methylation And	)	
<u>Histone Deacetylase</u>	)	

**DECLARATION UNDER 37 C.F.R. §1.131**

I, Shirley X. Chen, declare as follows:

1. I am currently an attorney at Wilson Sonsini Goodrich & Rosati ("WSGR"), Professional Corporation, Palo Alto, California.
2. I have been licensed to practice in front of the U.S. Patent and Trademark Office and represented clients in patent prosecution at WSGR since September 1999.
3. I wrote and prosecuted the above-referenced patent application, and am familiar with the disclosure and claims therein.
4. Prior to or about April 3, 2001, I prepared a draft of the above-referenced application.

5. Exhibit A illustrates WSGR's invoice for the above referenced application.

6. As is illustrated by Exhibit A, on or about April 4, 2001, I sent a reminder to Lucy Chang, a representative of SuperGen, Inc., the assignee of the above referenced application, requesting permission to file the above referenced application.

7. As is further illustrated by Exhibit A, on April 24, 2001, having received instruction from SuperGen, Inc. to file the above referenced application, Mr. David J. Weitz (Registration No. 38,362) filed the application without making any substantive changes to either the specification or claims.

8. Thus, the invention described in the above referenced application was conceived prior to April 3, 2001, the publication date of Santini *et al.* Moreover, this conception was coupled with diligence during the period between the publication date of Santini *et al.*, April 3, 2001 and the filing of the above referenced patent application April 24, 2001.

9. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

By: 

Shirley X. Chen, Ph.D.

Registration No. 44608

Date: Dec. 15. 2004 Country of Citizenship: U.S.A.

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